IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI. APPLICATION NO. 3808 OF 2004

IN S.C. No. 223/2003

Abdul Salam Kazi ..Applicant.
V/s.
The State of Maharashtra .. Respondent.

Ms. Anjali Patil Contractor for Applicant.
Shri D.R. More, APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : 06.10.2004

PC :-

. Heard the learned counsel for the parties.

. I am dismissing this application mainly on the ground of non -disclosure of the relevant fact that the applicant accused is involved in similar offence registered with the Payadhuni Police Station in C.R.No. 242/2002. Counsel for the Applicant, however, submits that there is no requirement to make this disclosure. This cannot be countenanced. For, if the applicant approaches the court for a discretionary relief, he is expected to disclose all the relevant facts and events. If the applicant is already involved in some other case, that is a crucial fact which can be the basis for rejecting or allowing the bail application. Hence, dismissed. Order accordingly.

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